



NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Attorney Docket No.: JHU1530-3
	In re Application of: Worley et al.	
	Application No: 09/245,277	Filed: February 5, 1999
	For: IMMEDIATE EARLY GENES AND METHODS OF USE THEREFOR	
	Group Art Unit: 1646	Examiner: Chernyshev, O.

Applicants hereby appeal to the Board of Appeals from the decision mailed March 8, 2004 of the Examiner rejecting claims 62-68 and 70-72.

1.	<input checked="" type="checkbox"/>	Appeal Fee (37 C.F.R. § 1.17(b))		
	<input type="checkbox"/>	other than small entity		\$320.00
	<input checked="" type="checkbox"/>	small entity		\$160.00
2.	<input checked="" type="checkbox"/>	A petition and fee for an extension of time for reply to the rejection is attached.		
	<input checked="" type="checkbox"/>	Extension Fee (37 C.F.R. 1.17(a))		
	<input type="checkbox"/>	Other than small entity		
	<input type="checkbox"/>	\$110.00	\$400.00	\$920.00
	<input type="checkbox"/>			\$1,440.00
	<input checked="" type="checkbox"/>	Small entity		
	<input type="checkbox"/>	\$55.00	\$200.00	\$460.00
	<input checked="" type="checkbox"/>			\$720.00

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3.	X	Enclosed is Check No. 565934 in the total amount of \$430.00 which includes \$165.00 for the Notice of Appeal fee and \$265.00 for the Extension fee (minus the prepaid Two Month fee) required. The Commissioner is hereby authorized to charge any other required fees associated with the filing submitted herewith, or credit any overpayments to Deposit Account No. 50 -1355. A copy of this sheet is enclosed.
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September 3, 2004

Date

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CERTIFICATION UNDER 37 CFR 1.8

I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on this date, **September 3, 2004**, addressed to: Box AF, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

Cara Grifone

(Name of person mailing paper)

Signature

September 3, 2004

Date